IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

TUESDAY, THE 14TH AUGUST 2007 / 23RD SRAVANA 1929

WP(C).No. 19442 of 2007(M)

PETITIONER:

MOHAMMED HANEEFA,
PARIJAN MANZIL, ELAVAMPADAM P.O.,
ALATHUR, PALAKKAD.

BY ADV. SRI.G.PRABHAKARAN

RESPONDENTS:

THE SECRETARY,
REGIONAL TRANSPORT AUTHORITY, PALAKKAD.

BY GOVT. PLEADER SRI.M.R.SABU.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 14/08/2007 THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETIITONER'S EXHIBITS:

EXT.P1: TRUE COPY OF THE PROCEEDINGS DATED 17.1.2007.

EXT.P2: TRUE COPY OF THE REQUEST DATED 18.6.2007.

EXT.P3: THE TRUE COPY OF THE CLASH FREE TIMINGS DATED NIL.

EXT.P4: THE TRUE COPY OF ONE OF THE JUDGMENTS IN O.P.NO.10599/96 DATED 5.7.96.

/TRUE COPY/

THOTTATHIL B.RADHAKRISHNAN, J.

W.P(C).No.19442 OF 2007

Dated this the 14th day of August, 2007

JUDGMENT

The identity of the vehicle is essential at the time of issue of permit and not at the time of grant. Under such circumstances, there would be no meaning in the Secretary, RTA insisting that the issue of permit could be had only after placing the files before the RTA. The grant is not on the basis of the identity of the vehicle.

Under such circumstances, this writ petition is disposed of directing that the question of issue will be finalised and permit shall be issued in accordance with law, within a period of three weeks from the date of receipt of a copy of this judgment.

Sd/-

THOTTATHIL B.RADHAKRISHNAN,
Judge

kkb.